

Court of Appeals, Division One
Special Action

1 CA-SA 16-0154

FITZGERALD v. HON MYERS/STATE

Appellate Case Information

Case Filed: 22-Jul-2016
Case Closed:

Dept/Composition

Department C (August)

Hon. Samuel A Thumma
Hon. Margaret H Downie
Hon. Jon W Thompson

Side 1. JOHN VINCENT FITZGERALD, Petitioner

(Litigant Group) FITZGERALD

- John Vincent Fitzgerald

Attorney for: Petitioner

Randall J Craig, Esq. (AZ Bar No. 14760)

Side 2. THE HONORABLE SAM MYERS, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,

Respondent Judge,

STATE OF ARIZONA ex rel. MARK BRNOVICH, Arizona Attorney General,

Real Party in Interest., Respondent

(Litigant Group) HON MYERS

- Hon. Sam J Myers, Respondent Judge

(Litigant Group) STATE

- State of Arizona, Real Party in Interest

Attorney for: Real Party in Interest

Julie A Done, Esq. (AZ Bar No. 24370)

CASE STATUS

Jul 28, 2016.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2005-111543-001 DT		Sam J Myers, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CR-16-0285-PR

CASE DECISION

25-Jul-2016 ORDER

* ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: denying request to stay. FURTHER ORDERED: Vacating this court's previous order in its entirety. FURTHER ORDERED: Court's decision is w/o prejudice to Petiti

Filed: 25-Jul-2016 Mandate:

Decision Disposition
<i>Jurisdiction Declined</i>

Samuel Thumma.....Author

9 PROCEEDING ENTRIES

- 22-Jul-2016 FILED: Petition for Special Action; Certificate of Rule 7(e) Compliance; Contact Information Sheet (Petitioner)
- 22-Jul-2016 FILED: Appendix (Petitioner)
- 22-Jul-2016 FILED: Motion for Stay of State Court Proceedings Pending Decision on Special Action; Certificate of Service (Petitioner)
- 22-Jul-2016 FILED: Indigency Appointment (Petitioner)
- 22-Jul-2016 FILED: Order Setting Dates/petition set for am of 8/16/16 by Dept C, Judges Thumma, Downie, Thompson

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9 PROCEEDING ENTRIES

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| 6. | 25-Jul-2016 | ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: denying request to stay. FURTHER ORDERED: Vacating this court's previous order in its entirety. FURTHER ORDERED: Court's decision is w/o prejudice to Petitioner's right to seek special action review in Arizona Supreme Court. (Judges Thumma, Downie, Thompson) |
| 7. | 28-Jul-2016 | FILED: Email Notice from ASC re: Petition for Review filed 7/28/16; request for partial record |
| 8. | 29-Jul-2016 | FILED: Letter forwarding partial record to Arizona Supreme Court |
| 9. | 1-Aug-2016 | FILED: ASC Order filed 8/1/16 re: motion for stay is denied. FURTHER ORDERED: Petition for Special Action is treated as a petition for review and will be decided in due course. |